

cc: JMS/FILER

Pro Se 15 (Rev. 12/16) Complaint for Violation of Civil Rights (Non-Prisoner)

## UNITED STATES DISTRICT COURT

for the

\_\_\_\_ District of HAWAII

\_\_\_\_ Division

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII  
OCT 13 2023  
at 3 o'clock and 41 min. P M  
Lucy H. Carrillo, Clerk LJCase No. CV23 00422 JMS RT

(to be filled in by the Clerk's Office)

Tony Ray Petty

## Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-v-

Jury Trial: (check one)  Yes  No

TFP SUBM.

① KEVIN SOUZA    ③ VOLTAIRE GANSIT② JESSICA VILLORIA    ④ MICHAEL KAWAKAMI

## Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names. Do not include addresses here.)

## COMPLAINT FOR VIOLATION OF CIVIL RIGHTS

(Non-Prisoner Complaint)

## NOTICE

Federal Rules of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Except as noted in this form, plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

In order for your complaint to be filed, it must be accompanied by the filing fee or an application to proceed in forma pauperis.

## I. The Parties to This Complaint

## A. The Plaintiff(s)

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name

Address

*TONY RAY PETTY*  
PO. 683.

County

*Waimanalo Hawaii 96795.*

City

State

Zip Code

Telephone Number

*Honolulu.*  
808-428-7941.

E-Mail Address

*PETTYTONY04@gmail.com.*

## B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known) and check whether you are bringing this complaint against them in their individual capacity or official capacity, or both. Attach additional pages if needed.

Defendant No. 1

Name

*Kevin Songa*

Job or Title (if known)

*Judge @ 1st Circuit Incompetent.*

Address

*777 Punchbowl St*

County

*Honolulu Hawaii 96813.*

City

State

Zip Code

Telephone Number

*Honolulu*  
*Punchbowl Court House*

E-Mail Address (if known)

Individual capacity  Official capacity

Defendant No. 2

Name

*Voltaire Gansit*

Job or Title (if known)

*Public Defender. Officer*

Address

*Punchbowl Court House 777*

County

*Honolulu Hawaii 96813.*

City

State

Zip Code

Telephone Number

*Honolulu*  
*Punchbowl Court House.*

E-Mail Address (if known)

Individual capacity  Official capacity

## ① AMENDMENT

Oct. 12. 2023

WORSHIP ANY SECT  
RELIGION OR SIGGORE  
POWER YOU DRAW UPON  
TRADITIONAL, CONVENTIONAL)  
I GOD I LOVE I LOVE  
I ORDER I FAMILY AND ITS MY BELIEF  
AND NOBODY'S BUT MINE -

I DONT BELIEVE IN  
A SOCIETY WHERE  
ADULTS - N - CHILDREN  
CAN KILL ONE OR  
THE OTHER AND  
ANY IN THAT  
SOCIETY SLEEPS  
SAFE N SOUND.

## ② Right to defend self and be protected in their home belonging and person

RIGHTS TO ALWAYS PROTECT YOURSELF  
and your belongings and person  
and your effects. NOT charged twice  
for the same Capital Crime or  
punishment.

Constant Harrassment w/o  
WARRANT on Hand - @ public housing  
BY HPD  
John  
Bryant.

cause me to loose my place of residence appearing  
without being calling placing evidence of contraband  
to create a plausible cause. THIS PERVERTED  
TRESPASSING on private property w/o just cause.

4th Amendment. - The Right to be secure  
in their persons, houses, papers, and  
effects, against unreasonable searches  
and seizures, shall not be violated,  
and no Warrants shall [REDACTED]  
[REDACTED] by issued but  
upon probable cause, supported by oath or  
affirmation and particularly describe  
the place to be searched, and the person  
or things to be seized.

UNREASONABLE SEARCHES

5 NO PERSON SHALL BE HELD TO ANSWER FOR A CAPITOL, OR INFAMOUS CRIME, unless on a presentment or indictment of a grand jury except in cases arising in the land or naval forces, or in the militia when in actual service in time of war or public danger, nor shall any person be subject for the same offense to be twice put in jeopardy of life or limb, nor shall be compelled in any criminal case to be witness against himself, nor be deprived in life, liberty, or property, without due process of law.

## A. PROBABLE CAUSE

POSSIBLE CAUSE, EXIST WHERE CIRCUMSTANCE IS THE FACTS OF THE COMPETING AND DENY A.

## 8. Intention-Terrific Emotional Distress

Invention cause by the psychological torture abuse.

from H. P. D.

Kailua Police Department

special know unit. color of law ✓  
EX & MPLES

## EXAMPLES:

Judge Kevin Souza - waived my right to speedy trial

- Judge Kevin Souza - was my judge, he would do several things. (1) several times w/ the intention to run new charges together with out first asking me if I was going to trial he assume me guilty before his own bench and court room clearly pointing on about some A.R.S that didn't pertain to me. (2) Dept. [REDACTED] Voltaire Gansit - on Jan 09 2023 Dept public Defender Gansit Ran back into cause Right after I real release him from his duties, outside of the courtroom to seek a psych evaluation discussing me and my case w/o my lawful consent. (3) Jessica Villoria. When informing her that I am age of majority and I don't need anyone telling what is wrong or is wrong with me. She said Quota on Quota of I don't listen to her that I could loose my House because Sect 8 is a privilege and not a right, I'm still offended.

## Defendant No. 3

Name  
 Job or Title (if known)  
 Address  
 County  
 Telephone Number  
 E-Mail Address (if known)

*Jessica Villaria*  
 A-Probation Officer  
 777 Punchbowl Court House.  
 Honolulu Hawaii 96813  
 City State Zip Code  
*Honolulu*

Individual capacity  Official capacity

## Defendant No. 4

Name  
 Job or Title (if known)  
 Address  
 County  
 Telephone Number  
 E-Mail Address (if known)

*Keoni Bryant AKA John Bryant.*  
 DIRTY COP. -n- CRU.  
 Kailua Police Department.  
 Waimanalo HF 96795  
 City State Zip Code  
*Honolulu /*

Individual capacity  Official capacity

## II. Basis for Jurisdiction

Under 42 U.S.C. § 1983, you may sue state or local officials for the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” Under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

## A. Are you bringing suit against (check all that apply):

Federal officials (a *Bivens* claim)  
 State or local officials (a § 1983 claim)

## B. Section 1983 allows claims alleging the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” 42 U.S.C. § 1983. If you are suing under section 1983, what federal constitutional or statutory right(s) do you claim is/are being violated by state or local officials?

*I OWE NO OBLIGATION TO ANYONE. UNDER THE 14th AMENDMENT.  
 U.S. VS Wong Kim Ark, 169 U.S. 649 1898. Thus I am not subject  
 to your jurisdiction there of.*

*(14th) Right to Live. Freedom to be. → cont with added violation  
 AMENDMENT.*

C. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights. If you are suing under *Bivens*, what constitutional right(s) do you claim is/are being violated by federal officials?

- D. Section 1983 allows defendants to be found liable only when they have acted “under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia.” 42 U.S.C. § 1983. If you are suing under section 1983, explain how each defendant acted under color of state or local law. If you are suing under *Bivens*, explain how each defendant acted under color of federal law. Attach additional pages if needed.

attached Notes Explained. →

### III. Statement of Claim

State as briefly as possible the facts of your case. Describe how each defendant was personally involved in the alleged wrongful action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

- A. Where did the events giving rise to your claim(s) occur?

777  
Punchbowl Courthouse, Honolulu, Hawaii

- B. What date and approximate time did the events giving rise to your claim(s) occur?

Jan, 9, 2023

- C. What are the facts underlying your claim(s)? (For example: *What happened to you? Who did what? Was anyone else involved? Who else saw what happened?*)

My Constitutional Rights was violated.  
See attached. and requested info.

1<sup>st</sup> FREEDOM OF Speech - Religion.  
2<sup>nd</sup> Bear arms - Protect - Family, Home, dwelling - ~~dwelling~~  
3<sup>rd</sup> RIGHT TO BE SECURE IN - SAFETY & HOME - Paper -  
4<sup>th</sup> Brought again on SAME CHARGE. EXCESSIVE BAIL.  
5<sup>th</sup> AMENDMENT. RIGHT TO PLEAD. HONOLULU.  
14 AMENDMENT. EQUAL PROTECT. 6<sup>th</sup>

100 HAWAIIAN BLVD

96850, HAWAII,

6<sup>th</sup> GREEDY TRIAL  
COMMON DEFENSE.

THE HECK BAR.

Oct 12, 2023.

HECK VS HUMPREY.

CLEARLY ESTABLISH

CODE. IF. A  
LAW

UNDER WHAT ACT. ARE YOU COMPLAINING UNDER.  
STATUTE.

ILL TORT IMMUNITY(ACT.) Lawyer operating in

- coercion w/ the Bad Faith and conspiring
- Prosecutor & Judge: against his own client.

A STATE OR FEDERAL 1). DEFAMATION of  
move out of and into: Character/assassination.

B MALICIOUS PROSECUTION. 1 Social/Rejection  
Voltaire Gansit unnecessary ways.

C BATTERY OR ASSAULT WRECKLESS ENDANGERMENT  
Hpd John Bryant Draw His WEAPON amonst children.

D INTRUSION UPON SECLUSION  
Otherwise would not have been hand incrimination!  
EVIDENCE....

E CONVERSION (STEALING). PEACEABLE CRIME  
INFO, accepting  
Jessica Villoria. PROMISING FREEDOM  
INCENTIVES....

F TRESPASS. ON PRIVATE PROPERTY: H.P.D.

INVASION OF PRIVACY: WRECKLESS ENDANGERMENT.

- INTENT TO CONSPIRE TO FAISELY IN FRAUD <sup>WRONGFUL</sup> IMPRISONMENT...

- INITIAL DISCLOSURE. OF EVIDENCE OR WITNESSES.

- Oral Depositions DEMAND FOR RESOLUTION and  
GLOBAL UNIVERSAL REMEDY.

- request to permit entry onto land OR inspect evidence.

- requests of admit. sworn in under oath what are  
these dates.

- solo deposition of a city representative.

Mead

## Title 37 Hawaii Penal Code

## 406. Disposition of convicted defendants

706 - 630 Discharge of defendants

## § 706-630 : commentary.

§ 706-625. (1) § 706-622.5 completed petitioners probation term and was subsequently discharged and thus satisfied the disposition of the Court.

706 - 622 v. 5 (42). 129 H. 363, 300 P. 3d

1022 (2013) 2nd in (1993) Sections

(1999) defendant should have been released at the obligation imposed by (p 2d (987) the Probation Sentence.

986 thus Trial Court

144: Winnipeg No. 8242259

~~Unmeasurable differences, resulting to measurement~~

IN THE MEANING OF  
INTEREST, CHARGE IS THE RATE OF  
INTEREST OR RATE OF RETURN OF CAPITAL.

Third Difference.  $\rightarrow$  Example,  $\text{dy/dx}^3$

2011-2012 2012-2013 2013-2014 2014-2015 2015-2016 2016-2017 2017-2018 2018-2019 2019-2020 2020-2021 2021-2022 2022-2023 2023-2024

काले गोले गोले गोले गोले गोले गोले गोले गोले गोले

## Meant

## IV. Injuries

If you sustained injuries related to the events alleged above, describe your injuries and state what medical treatment, if any, you required and did or did not receive.

PTSD - Severe Anxieties / Official anxieties,  
 FEAR F M LIFE / Social anxieties  
 THE Psychiatrical Visit to have TREATMENT.  
 UNNECESSARY Bullying by public Officer -  
 physical abuse the K.P.D took me  
 in booking room close the blinds and  
 started to beat me v 6 men <sup>COPS DID THIS</sup> w guns to my  
 Beats me up cause I live in a Tent on the beach.

## V. Relief

State briefly what you want the court to do for you. Make no legal arguments. Do not cite any cases or statutes. If requesting money damages, include the amounts of any actual damages and/or punitive damages claimed for the acts alleged. Explain the basis for these claims.

Dismiss any and all cases the state  
 fraudulently drew up upon my name and  
 Destroy any and all encumbrances we didn't  
 against the state. that the <sup>state</sup> possess of my  
 name. Any fines and fees to be repaid

2 Departments 7 violation and a

Fair and rea son able Remedy	7 EMPLOYEES all Insured and bonded.	Number of physical & psych. Abuse - torture.
4 million per head. x 10 %	x \$717,000.00	
= 7 million of Employee Insurance Bonds.	107K per employed	
For relief and compense	\$ 749,000.00	

**VI. Certification and Closing**

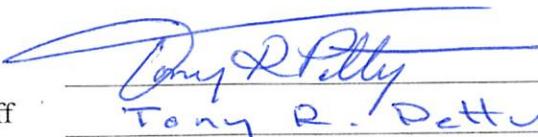
Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

**A. For Parties Without an Attorney**

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 10/13/2023

Signature of Plaintiff

  
Tony R. Petty

Printed Name of Plaintiff

Tony R. Petty**B. For Attorneys**

Date of signing: \_\_\_\_\_

Signature of Attorney

---

Printed Name of Attorney

---

Bar Number

---

Name of Law Firm

---

Address

---

City

State

Zip Code

Telephone Number

---

E-mail Address

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